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**DECISION**



**THE COMPTROLLER GENERAL  
OF THE UNITED STATES**  
WASHINGTON, D. C. 20548

FILE: B-199941

DATE: August 29, 1980

MATTER OF: AMF Incorporated

**DIGEST:**

[Protest based upon <sup>*solicitation*</sup> improprieties] apparent on face of solicitation is dismissed as untimely because it was not filed before closing date for receipt of initial proposals.

AMF Incorporated (AMF) protests award of any contract, except to itself, under request for proposals (RFP) No. DAAA09-80-R-0218 issued by the Army Armament Materiel Readiness Command for the manufacture of bomb bodies. AMF asserts that as transportation costs are specified as an evaluation factor, it is unfair for the RFP to have designated as a loading destination a location only a short distance from two of AMF's competitors. AMF also contends that as all offerors are industrial base contractors with Government owned equipment under "layaway" contracts, the offeror's utilization of such equipment should not be specified as an evaluation factor in the solicitation. However, the date on which proposals were due was July 18, 1980 and AMF's protest was dated and received in this Office on August 12, 1980.

AMF's protest is clearly untimely under our Bid Protest Procedures, 4 C.F.R. § 20.2 (1980), which require that protests based upon alleged improprieties apparent upon the face of the solicitation must be filed prior to the closing date for receipt of initial proposals.

This protest is therefore dismissed.

*Narry R. Van Cleve*

*for* Milton J. Socolar  
General Counsel

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